IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.51766 of 2026

CNR No. BRHC010730322026

Arising Out of PS. Case No.-247 Year-2026 Thana- KAUWAKOL District- Nawada

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RAHUL RAJVANSHI S/o Saho Rajvanshi @ Saheb Rajvanshi Resident of Village- Dudhiyatand, P.S.- Kauwakol, District- Nawada.

... ... Petitioner/s

Versus

1. The State of Bihar
2. XXX Son of YYY Resident of Village- Mathurapur, P.S.- Kauwakol, District- Nawada.

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr. Krishna Deo Raj, Advocate
For the Opposite Party/s : Mr. Ram Naresh Ray, APP
For the Informant : None

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CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH MISHRA

ORAL ORDER

5 27-10-2026 Heard learned counsel for the petitioner, learned APP for the State and perused the case diary.

2. The petitioner seeks bail in connection with Kauwakol P.S. Case No. 247 of 2026, instituted for the offences punishable under Section 65(1) of the Bharatiya Nyaya Sanhita, 2023 and Section 4 of POCSO Act.

3. The prosecution case, in short, is that on 16.05.2026 at about midnight, the petitioner, allegedly abducted the informant's 15-year-old daughter at gunpoint, took her to an Anganwadi Centre and committed rape, while threatening her not to raise an alarm.

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4. Learned counsel for the petitioner submits that the petitioner is innocent and has falsely been implicated in the present case. Charge-sheet has been submitted in this case. Learned counsel for the petitioner also submits that the petitioner has not committed any such offence as alleged against him. It is next submitted that the allegation levelled against the petitioner is general and omnibus in nature. It is further submitted that there was love affair in between the petitioner and the victim but due to pressure made by the villagers, the petitioner has falsely been implicated in this case. The petitioner is in custody since 18.05.2026 and has got no criminal antecedent.

5. Learned APP for the State has vehemently opposed the prayer for grant of bail to the petitioner. It is also submitted that specific allegation has been attributed against the petitioner of committing rape upon the minor daughter of the informant. It is further submitted that statement of the victim has been recorded under Sections 180 and 183 of the Bharatiya Nagarik Suraksha Sanhita, 2023 wherein she has supported the prosecution case and has also levelled specific allegation against the petitioner. Hence, the petitioner does not deserve the privilege of bail.

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6. Considering the aforesaid facts and circumstances of the case, nature of accusation and the gravity of the offence, this Court is not inclined to grant bail to the petitioner.

7. The prayer is rejected. The trial Court is directed to expedite the Trial.

(Rudra Prakash Mishra, J)

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